IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

WRIT PETITION NO.1968 OF 2006.

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders

Mr. A.D. Mohgaonkar, Advocate for Petitioner.
Mr. Anand Parchure, Advocate for Intervenor.

CORAM : A.H.JOSHI AND
R.C.CHAVAN, JJ.

DATED : FEBRUARY 05, 2007.

Learned Advocate for intervenor Shri Anand Parchure brings to the notice of this Court that petitioner's services are terminated and termination is now under challenge before the School Tribunal. This position is not disputed by the learned Advocate for the petitioner.

2. Apprehension of the learned Advocate for the petitioner that since challenge before the Deputy Director of Education is incorporated in the petition it should not be so constituted that the challenge is given up by petitioner if the petition is withdrawn .

3. Leaving issue open,as to legality of order impugned in this petition, this Court allows the petitioner to withdraw the petition with liberty to pursue the challenge before the School Tribunal, according to law. Needless to mention that whatever challenge can be brought before the School Tribunal within the purview of statute ,may be raised.

4. The writ petition is dismissed, as withdrawn, with liberty as prayed for. No order as to costs.

JUDGE. **JUDGE.**

RR.